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**NATIONAL ENVIRONMENTAL POLICY ACT  
(NEPA) DOCUMENTATION**

**07/23/90**

**DOE-1456-90  
DOE-FMPC/WMCO  
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LETTER**



**Department of Energy**

**FMPC Site Office**  
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July 23, 1990  
DOE-1456-90

Mr. W. H. Britton, President  
Westinghouse Materials Company  
of Ohio  
P.O. Box 398704  
Cincinnati, Ohio 45239-8704

Dear Mr. Britton:

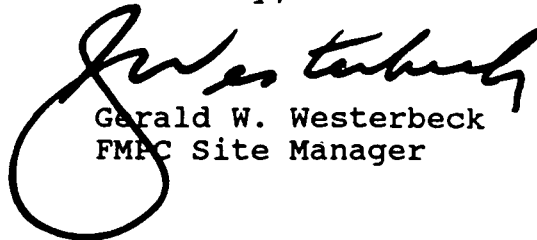
**NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) DOCUMENTATION**

Recently, two matters of concern regarding the NEPA compliance program have come to my attention. First, a number of environmental analyses have been conducted after the work was either underway or completed. This places DOE in the untenable position of having a documented NEPA violation prior to having the opportunity to decide on the appropriate level of analysis, or being cognizant of the environmental consequences of a project before initiation. All projects requiring NEPA review must complete this process and receive DOE approval prior to initiating an irretrievable commitment of resources.

Second, the transmittals of NEPA documentation by WMCO have contained a statement indicating that the level of environmental review has been directed by DOE. This is inaccurate and implies that a DOE decision on the appropriate level of review has been made prior to any environmental evaluation. This is not the case. WMCO must perform the level of review it deems technically appropriate and recommend a course of action to DOE. Upon DOE's concurrence/acceptance of the NEPA documentation, it becomes a DOE product. It is inappropriate to imply that the level of analysis is directed by DOE.

If your staff has any questions, please refer them to Behram Shroff, of my staff, at extension 6003.

Sincerely,



Gerald W. Westerbeck  
FMPC Site Manager

DP-84:Shroff

cc:

S. L. Bradley, WMCO  
E. Schoenegg, WMCO